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on July 14, 2006.

PATENT
Attorney Docket No.: 022128-000130US

TOWNSEND and TOWNSEND and CREW LLP

By:

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

William Malecki et al.

Application No.: 10/787,532

Filed: February 25, 2004

For: ENERGY BASED DEVICES
AND METHODS FOR
TREATMENT OF PATENT
FORAMEN OVALE

Customer No.: 20350

Confirmation No. 1226

Examiner: Peffley, Michael F

Technology Center/Art Unit: 3739

**PRELIMINARY AMENDMENT AND
RESPONSE TO RESTRICTION
REQUIREMENT**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed June 14, 2006 , please enter the following
amendments and remarks:

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 5 of this
paper.

Amendments to the Drawings begin on page 25 of this paper and include replacement sheets.

Remarks/Arguments begin on page 26 of this paper.

An **Appendix** including amended drawing figures is attached following page 27 of this paper.